

The Honorable Richard A. Jones  
The Honorable J. Richard Creatura

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

EL PAPEL, LLC, et al.,

Plaintiffs,

v.

JENNY A. DURKAN, in her official  
capacity as the Mayor of the City of  
Seattle; THE CITY OF SEATTLE, a  
municipal corporation; and ROBERT W.  
FERGUSON, in his official capacity as  
Attorney General of the State of  
Washington,

Defendants.

NO. 2:20-cv-01323-RAJ-JRC

DEFENDANTS' JOINT NOTICE  
OF SUPPLEMENTAL  
AUTHORITY

Pursuant to LCR 7(n), Defendants respectfully submit the following supplemental authorities in support of their Cross-Motions for Summary Judgment and reply briefs in support of those motions (Dkt. Nos. 103, 104, 120, and 121):

1. The Centers for Disease Control and Prevention Order, Temporary Halt in Residential Evictions to Prevent the Further Spread of COVID-19 (June 24, 2021), available at [https://www.cdc.gov/coronavirus/2019-ncov/more/pdf/CDC\\_Eviction\\_Extension\\_Order\\_Final\\_06242021.pdf](https://www.cdc.gov/coronavirus/2019-ncov/more/pdf/CDC_Eviction_Extension_Order_Final_06242021.pdf), which extends the CDC moratorium on residential evictions through July 31, 2021. The CDC order is attached as Exhibit 1.

2. The Supreme Court's ruling in *Alabama Association of Realtors v. Department of Health and Human Services*, 549 U.S. \_\_\_\_ (2021), denying an application to vacate the stay of the District Court order vacating the CDC moratorium. The Supreme Court's decision is attached as Exhibit 2.

3. Proclamation 21-09: Tenancy Preservation – A Bridge to E2SSB 5160 (June 29, 2021), available at [https://www.governor.wa.gov/sites/default/files/proclamations/proc\\_21-09.pdf?utm\\_medium=email&utm\\_source=govdelivery](https://www.governor.wa.gov/sites/default/files/proclamations/proc_21-09.pdf?utm_medium=email&utm_source=govdelivery), which bridges the gap between the State's eviction moratorium under Proclamation 20-19.6 (which expires at 11:59 pm on June 30, 2021) and programs enacted by the State Legislature, such as Engrossed Second Substitute Senate Bill 5160. Proclamation 21-09 is attached as Exhibit 3.

DATED this 30th day of June, 2021.

ROBERT W. FERGUSON  
Attorney General

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*Attorneys for Defendants City of  
Seattle and Jenny A. Durkan, in her  
official capacity as the Mayor of the  
City of Seattle*

**DECLARATION OF SERVICE**

I hereby declare that on this day I caused the foregoing document to be electronically filed with the Clerk of the Court using the Court's CM/ECF System which will send notification of such filing to all counsel of record.

DATED this 30th day of June, 2021, at Tacoma, Washington.

/s/ Cristina Sepe

CRISTINA SEPE, WSBA No. 53609  
Assistant Attorney General